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# **BOARD OF SELECTMEN**

## **MEETING MINUTES**

### **7/15/08**

The Board of Selectmen met in the Town Hall, Joseph F. Bilotta Meeting Room as scheduled with Thomas Alonzo, Paula Bertram, Steven M. deBettencourt, Thomas Mason, Dave Matthews and CAFO Kerry Speidel present. Meeting opened at 7:03 P.M. with the Pledge of Allegiance

#### ***PUBLIC DISCUSSION***

#### ***ANNOUNCEMENTS***

Chair expressed appreciation to all of the people who were involved with the Bonfire of July 3<sup>rd</sup>, Lunenburg Family Lions Club, School & Fire Departments and all those other departments that were involved.

Also, appreciation to public safety departments for the expedient response to the Historical Society building fire last week and all the volunteers who assisted in moving items.

Announced the dedication of the Gazebo to Roger Gilcrest at the band concert scheduled for July 28<sup>th</sup> @ 7:30 PM. Rain date will be posted on bulletin board.

Ken Ricker (On the Rocks) and Robert (Mickey) Herrick (Mickey Shea's) came before the board to discuss sponsoring a fundraiser at the Lakefront for a woman who has been diagnosed with an aggressive form of cancer. They would like to be able to block off a section of Lakefront on Saturday, July 26<sup>th</sup> from 11:00 AM to 7:00 PM, and handle basically as has been done at the Thursday car shows. Expect a lot of volunteers and help to assist at the event.

Board expressed concern on the serving of liquor and according to both Ken and Mickey the only liquor that would be served will be within the establishments and fenced in patio area. Applicants informed the board that the Fire Chief had requested we leave one lane open along the lakefront, so that emergency vehicles have access.

Paula motion to approve this request pending approval of the Police and Fire Chiefs, applicants to work through Laura (Board of Selectmen's office), board voted unanimously to approve.

#### ***APPOINTMENTS***

**1. 7:15 PM – Interview, Earl Graves, Asst. Dam Keeper** – Earl Graves of 573 Reservoir Road came before the board. Informed the board that he has been a resident of the lake for over 25 years, retired from Digital Equipment. Familiar with the operations and maintenance of the dam and has been working with Selectmen Steve deBettencourt. Willing to be the eyes and ears of whatever is needed and Joanna Bilotta is there to be the liaison between the Selectmen and the LSIC, as she is currently the president. Knows that the ultimate decision on the level of the lake does lie with the Board of Selectmen. According to Steve, we are operating under an Order of Conditions between both the Town of Lunenburg and the Town of Shirley, also the Division of Dam Safety through the Commonwealth. Board would like to be sure that Mr. Graves receives a copy of the Emergency Action Plan so that he is familiar with the notification requirements in the event of an emergency.

Steve motioned to appoint Earl Graves as Asst. Dam Keeper, Paula seconded.

Carl Luck, of 50 Sunset Lake voiced his support of Earl's appointment and for the LSIC to have a representative for the Dam Keeper and that is the direction of the town and not the LSIC.

Chair called for vote, unanimously approved.

**2. 7:20 PM – Kevin O'Hara, Comcast Upgrade – status of cable from Town Hall to High School** – Chair of PACC Kevin O'Hara came before the board and Kerry referred to the attached letter with regards to providing a letter to Comcast to absolve them of the original timeline for installation a cable line from the High School to Town Hall.

Kevin informed the board that prior discussions with Comcast on the installation of cabling to the High School had taken place before the new library, public safety building and at this point Tech Director Derek Dufresne has presented a microwave option. As a result the attached memo was put together and until we (town) decide what is going to happen with the existing high school and buildings to put this action on hold.

Board agreed to send a letter, reserving the right in the future to have the line installed. Tom M., motioned that the town send a letter to Comcast absolving them of the obligation of installing a cable line within the 60 day time line and, Paula seconded, voted unanimously.

#### ***CURRENT BUSINESS***

##### **1. CAFO Updates –**

- Meadow Woods construction project to commence this coming Monday, July 21<sup>st</sup>, construction on the Massachusetts Ave. portion is to take 120 days and they have 270 days for the entire project, will be between the hours of 8:00AM – 4:00PM. Massachusetts Ave., will remain open during the construction and a resident inspector will be on sight during the construction.
- Monday July 21<sup>st</sup> we will begin the mold remediation at the Ritter building, expect to take two weeks and our Building Inspector, Mike Sauvageau will be acting as project manager.

**2. Minutes -** Board of Selectmen Regular Session for 6/24/08 and 7/1/08, Executive Session for 6/24/08 reviewed and signed.

**Warrants** - #1 W/P 08, 6/30/08 - \$123,206.62 and # 1P 09, 7/10/08 - \$482,459.54 reviewed and signed.

**3. Action File Issues** – Paula questioned items in Action File; one from Commonwealth Capital and would like to know what specifically we are applying for and according to Marion Benson, Planning Director this has not been decided. They are currently reviewing the application and where the town fits, on whether we're going to be competitive and then decide as a town what we would be applying for. According to Kerry, the town has to go through the process and then we will be assigned a number.

Paula also, noted the trench safety memo from Brackett & Lucas and the development of a town bylaw, would like to bring this before town meeting in the fall. She also questioned the status of the Town's Emergency Action Plan, as much of this is handled through the Board of Health, CAFO to find out.

Board discussed the proposal from Veridian, and how the town is going to move forward and who ultimately would make the decision. Chair would like to present this question to Town Meeting and let that body make the decision. CAFO and members of the Clock Winders Committee will work together with this proposal and involve Capital Planning.

**4. Automatic Amusement License, Townside Grill, 165 Massachusetts Ave.** – Steve motioned to grant licenses, Tom M. seconded, board voted unanimously to approve the license for two automatic amusement devices, video games.

## **OLD BUSINESS**

### **1. Committee Updates**

- Tom M., noted that we are now operating with all new video/audio equipment and would like to be informed by the public of any issues now, or in the future to let the board know.

### **2. CAFO Goals**

- Chairman presented and reviewed the attached CAFO goals as what we had discussed at last week's workshop. Tom M., motioned to approve goals for this current year, Dave seconded, voted unanimously. CAFO will fill this out quarterly and provide to the board.

**3. Chapter Land – Potential sources of funding** – Marion Benson, Planning Director reviewed the attached correspondence, also informed the board that the taxes on the Levite property are current. Recommend purchase property and then seek reimbursement, concerned about heavy development in that area of town, as well as the towns' access to the back forestland. The land is valuable and will not come back, would like to see us prepared for land purchases more in the future.

Discussed the conceptual plan that was submitted, under ideal conditions over 150 proposed house lots, it was a cookie cutter type of form. Also, whether there are any other points of access that the town could utilize. Concern is to preserve the farmland as Aro's farm abuts the Levite farm and this could potentially be a very large subdivision.

CAFO informed the board that it's been several years since involved with these associations (attached Planning Board memo), if town has a plan and applications are out, the likelihood is good that funding is available. If you don't have the CPA, it's difficult within the community, but from a financial perspective, purchasing the property and then seeking reimbursement is a reasonable approach. Town could bond either inside or outside of the levy, if outside would require a ballot question. The practice has been that you have a town meeting authorization within the 120 day limit, could wait to see what we may have available for free cash, stabilization fund that could be used (requires 2/3 vote of town meeting). Marion also brought up the \$350,000 that the town has received from the 40R project, which CAFO cautioned on, as there really are no definitive spending regulations from the state at this time. Dave would like to hold onto this money as at the present time we don't know the impact that the Tri-Town Landing development is going to have on the town.

Option of looking into the Limited Development scenario is Chairman's first choice as we can control what we do with that property, and sell enough parcels of land off from this property to recoup the money and still retain access to the town's property, board concurred. Free Cash certification is usually known in the late fall; the State keeps 90 days beyond the close of the fiscal year and to do this before that timeframe is difficult. We will not have free cash certified for a September 20<sup>th</sup> timeline.

Request from Conservation Commission what would their intent be for access to the town's property.

Tom M., motion to give the CAFO the authority to appoint a committee to investigate the town's options immediately, one member of the Board of Selectmen, Planning Board, Conservation Commission and two members from the public, Paula seconded voted unanimously and to investigate the latest time that we could hold a special town meeting.

## **APPOINTMENTS/REAPPOINTMENTS**

**1. MRPC, MART, Fence Viewer – Robert Bowen** – Dave moved to appoint Mr. Bowen to the three positions, Steve seconded, voted unanimously to approve.

**2. Asst. Dam Keeper** – Earl Graves of 573 Reservoir Road appointed as Asst. Dam Keeper.

## **EXECUTIVE SESSION**

Being no further business board voted unanimously to adjourn Regular Session at 8:33 P.M.

Respectfully submitted,

Laura Williams, Chief Administrative Assistant, Board of Selectmen